IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 13TH APRIL 2007 / 23RD CHAITHRA 1929

RP.No. 340 of 2005()

AGAINST THE JUDGEMENT IN WA.1364/2004 Dated 17/03/2005
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REVIEW PETITIONER/APPELLANT

C.S.AJITH PRAKASH,
ADVOCATE, METRO PLAZA BUILDING,
MARKET ROAD, COCHIN-14.

BY ADV. SRI.GEORGE POONTHOTTAM

RESPONDENTS: RESPONDENTS
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1. STATE OF KERALA, REPRESENTED BY
THE CHIEF SECRETARY, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. SRI.M.RATNA SINGH, ADVOCATE GENERAL,
KERALA, ERNAKULAM.

BY ADV GOVT.PLEADER SMT. SMITHA BABU

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 13/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.K.DENESAN & A.K. BASHEER, JJ.

R.P.NO: 340 OF 2005 IN
W.A.NO:1364 OF 2004

Dated this the 13th April, 2007.

O R D E R

Denesan, J.

We have perused the judgment of the Division Bench in W.A.1364/2004. What has been stated in the judgment which is sought to be reviewed is that the Office of a Government Pleader is one requiring extraordinary degree of confidence on the part of the State and to compel the State to continue to deal with Law Officers irrespective of other circumstances would be an arbitrary imposition of the services of a Law Officer on the Government and may also be contrary to public policy. We have gone through the Note by the Joint Secretary to Government, Department of Law, approved by the Law Secretary on 2.4.2004. It shows that the Council of Ministers had taken a decision on 31.3.2004 to terminate the services of the petitioner in accordance with law. We are not inclined to accept the prayer made by the learned counsel that the minutes of the meeting of the Council of Ministers, may be called for, for the purpose of deciding this Review Petition.

2. The judgment under review does not suffer from any error apparent on the face of the record. Hence, the Review Petition is dismissed.

K.K.DENESAN
Judge

A.K. BASHEER
Judge

jj

K.K.DENESAN & V. RAMKUMAR, JJ.

M.F.A.NO:

JUDGMENT

Dated: